

STATE OF SOUTH CAROLINA
COUNTY OF ORANGEBURG

DAVID GAINES,

Plaintiff,

V.

EXCLUSIVE MOVING AND
DELIVERY, LLC AND FRANKLYN
F. RODRIGUEZ,

Defendants.

IN THE COURT OF COMMON PLEAS
FIRST JUDICIAL CIRCUIT

CASE NO.: 2025CP3800788

**DEFENDANTS' OFFER OF JUDGMENT
PURSUANT TO RULE 68, SCRPC**

Defendants Exclusive Moving and Delivery, LLC and Franklyn F. Rodriguez (“Defendants”), by and through their undersigned counsel, hereby offer to allow judgment to be taken against them jointly in the amount of Seventy-Five Thousand One and 00/100 Dollars (\$75,001.00) on Plaintiff’s claim for damages pursuant to Rule 68 of the South Carolina Rules of Civil Procedure. This offer of judgment of Seventy-Five Thousand One and 00/100 Dollars (\$75,001.00) is inclusive of Plaintiff’s damages, any and all costs incurred to date by Plaintiff or Plaintiff’s counsel, including but not limited to any costs as defined by Rule 54(d) or taxable costs as defined by Rule 54(d) of the South Carolina Rules of Civil Procedure, S.C. Code Ann. §15-37-10, et seq., and/or attorney’s fees. Should this Offer of Judgment not be accepted within twenty (20) days, it is deemed withdrawn, and Defendants shall proceed with litigating the matter in preparation for trial. Further, should this Offer of Judgment not be accepted, Defendants reserve the right to pursue all available remedies available under Rule 68(b) including, but not limited to, all available costs allowed.

This Offer of Judgment shall not in any way be considered an admission of liability by the Defendants. This Offer of Judgment is made only in an effort to avoid the otherwise necessary

costs of litigating this matter in preparation for trial.

This 26th day of June 2025.

By: s/ W. James Flynn
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LLC and Franklyn E. Rodriguez